

Message Text

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ORIGIN EB-08

INFO OCT-01 EA-07 ISO-00 CAB-02 CIAE-00 COME-00
DODE-00 DOTE-00 INR-07 NSAE-00 FAA-00 SS-15 NSC-05
L-03 H-01 /049 R

DRAFTED BY EB/AN:TROESCH:VLV
APPROVED BY EB/AN:RABROWN
EA/K - PMAYHEW
CAB - JHORNEMAN

-----312137Z 107525 /44
R 310147Z MAR 77
FM SECSTATE WASHDC
TO AMEMBASSY SEOUL

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E.O. 11652: N/A

TAGS: EAIR, KS

SUBJECT: CIVAIR - KCAB CHARTER POLICY

REF: SEOUL 2396

1. BECAUSE OF KCAB'S EXPRESSED DOUBTS REGARDING ITS STRICT ADHERENCE TO COUNTRY OF ORIGIN RULES AS STATED IN KCAB GENERAL DIRECTOR'S MARCH 4 LETTER AND, THEREFORE, THE NEED TO CLARIFY CHARTER PROCEDURES AND, ALSO, BECAUSE OF USG'S INTEREST TO OBTAIN ROGK'S REAFFIRMATION OF OTHER ELEMENTS OF MARCH 4 LETTER, EMBASSY IS REQUESTED TO PRESENT DIPLOMATIC NOTE TO ROKG COVERING COPY OF LETTER ANNOUNCING OUR PLEASURE WITH CONTENTS OF LETTER BUT REQUESTING CLARIFICATION REGARDING COUNTRY OF ORIGIN RULES.

2. PROPOSED NOTE SHOULD INCLUDE FOLLOWING LANGUAGE:
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... REFERS TO THE MARCH 4, 1977 LETTER OF CHA SANG JOON, DIRECTOR GENERAL, CIVIL AVIATION BUREAU TO JOHN E. ROBSON, CHAIRMAN, CIVIL AERONAUTICS BOARD AND THE BOARD'S MARCH 25 AUTHORIZATION OF KOREAN AIR LINES' FEBRUARY 3 APPLICATION FOR PERMISSION TO OPERATE OFF-ROUTE CHARTERS BETWEEN THE EAST COAST OF THE UNITED STATES AND HONG KONG.

QUOTE. THE UNITED STATES GOVERNMENT IS PLEASED WITH THE

KOREAN GOVERNMENT'S STATEMENT OF THE BASIC FEATURES OF ITS POLICY GOVERNING THE OPERATION OF CHARTER FLIGHTS AS CONTAINED IN DIRECTOR GENERAL CHA'S LETTER, I.E., (1) THE COUNTRY OF ORIGIN RULES WILL APPLY WITH RESPECT TO CHARTER FLIGHTS OPERATED TO AND FROM KOREA. THUS, WITH RESPECT TO U.S. ORIGINATING CHARTER FLIGHTS, THE REGULATIONS OF THE US CIVIL AERONAUTICS BOARD WILL BE APPLICABLE. (2) THE BUREAU WILL IMPOSE NO CAPACITY OR FREQUENCY LIMITATION ON CHARTER FLIGHTS TO AND FROM KOREA. (3) PREFLIGHT FILINGS AND POST-FLIGHT RECORD-KEEPING REQUIREMENTS WILL BE MINIMIZED. (4) THIS POLICY WILL BE APPLICABLE TO BOTH SCHEDULED AND SUPPLEMENTAL CARRIERS. (5) THIS POLICY WILL REMAIN IN EFFECT FOR A PERIOD OF ONE YEAR AT WHICH TIME IT WILL BE REVIEWED PRIOR TO EXTENSION. HOWEVER, BECAUSE THE BOARD'S MARCH 25 AUTHORIZATION OF KOREAN AIR LINES' FEBRUARY 3 APPLICATION REFERRED TO ABOVE WAS MADE CONTINGENT UPON THE FULL IMPLEMENTATION OF THIS POLICY BY THE KOREAN GOVERNMENT AND BECAUSE THERE IS APPARENTLY SOME CONFUSION REGARDING THE APPLICATION OF THE BOARD'S RULES CONCERNING ADVANCED BOOKING CHARTERS, IT IS NECESSARY TO CLARIFY WHAT PROCEDURES THE KOREAN GOVERNMENT INTENDS TO FOLLOW CONCERNING ALL TYPES OF CHARTER OPERATIONS. HOPEFULLY, THIS WILL ELIMINATE THE POSSIBILITY OF ANY MISUNDERSTANDING IN HANDLING FUTURE CHARTER APPLICATIONS BY EITHER U.S. OR KOREAN AIRLINES. FOR YOUR CONVENIENCE, A COPY OF THE DIRECTOR GENERAL'S LETTER IS ATTACHED. UNQUOTE.

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3. COMMENT: ALTHOUGH KCAB SHOULD BE ENCOURAGED TO FOLLOW STRICTLY COUNTRY OF ORIGIN RULES, MINOR DIFFERENCES WOULD PROBABLY BE ACCEPTABLE TO US AIRLINES IF ADDITIONAL REQUIREMENTS CLEARLY STATED BY KCAB. HOWEVER, KCAB'S ADHERENCE TO POINTS IN LETTER DEALING WITH NO CAPACITY OR FREQUENCY LIMITATION AND NO DIFFERENTIATION BETWEEN US SCHEDULED AND SUPPLEMENTAL AIRLINES IS VITAL TO CONTINUED US RECIPROCITY ON CHARTER APPLICATIONS.

CHRISTOPHER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: POLICIES, SUPPLEMENTAL AIRLINES
Control Number: n/a
Copy: SINGLE
Sent Date: 31-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE070980
Document Source: CORE
Document Unique ID: 00
Drafter: TROESCH:VLV
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770111-0475
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t1977032/aaaaabfi.tel
Line Count: 107
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 8b18d0b1-c288-dd11-92da-001cc4696bcc
Office: ORIGIN EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 SEOUL 2396
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 15-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2988857
Secure: OPEN
Status: NATIVE
Subject: CIVAIR - KCAB CHARTER POLICY
TAGS: EAIR, KS
To: SEOUL
Type: TE
vdkgvwkey: odhc://SAS/SAS.dbo.SAS_Docs/8b18d0b1-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009